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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER A PENDING "REFERENCE" APPLICATIONDocket Number (Optional)  
29284/593

In re Application of: Yasuo INOUE

Application No. 10/614,864

Filed: July 9, 2003

For: EXTERNAL STORAGE SUBSYSTEM

The owner\*, Hitachi Ltd., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending **reference Application Numbers 10/614,859, 10/614,860, 10/614,861, 10/614,862 and 10/614,863**, all filed on July 9, 2003, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said **reference** applications may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** applications. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference** applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2.  The undersigned is an attorney of record. Reg. No. 36,394

Signature

June 17, 2005

Date

David J. Zibelli

Typed or printed name

202-220-4200

Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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